

1 BILL NO. S-85-09-09

2 SPECIAL ORDINANCE NO. S-176-85

3 AN ORDINANCE FINDING AND DETERMINING THAT AN AREA  
4 WITHIN THE CITY OF FORT WAYNE HAS BECOME UNDESIRABLE  
5 OR IMPOSSIBLE FOR NORMAL DEVELOPMENT AND OCCUPANCY BECAUSE  
6 OF A LACK OF DEVELOPMENT, CESSATION OF GROWTH, DETERIORATION  
7 OF IMPROVEMENTS OR CHARACTER OF OCCUPANCY, AGE, OBSOLESCENCE,  
SUBSTANDARD BUILDINGS, OR OTHER FACTORS THAT HAVE IMPAIRED  
VALUES OR PREVENT A NORMAL DEVELOPMENT OF PROPERTY OR USE OF  
PROPERTY AND ESTABLISHING AN ECONOMIC DEVELOPMENT TARGET AREA  
WITHIN THE CITY OF FORT WAYNE.

8 WHEREAS, the City of Fort Wayne has established an Economic  
9 Development Commission pursuant to I.C. 36-7-12-1 et seq, and said  
10 Commission has been continuously in existence since 1972; and

11 WHEREAS, an economic development target area is defined at  
12 I.C. 36-7-11.9-4 as an area that:

13 "(1) has become undesirable or impossible for normal deve-  
14 lopment and occupancy because of a lack of development, cessation of  
15 growth, deterioration of improvements or character of occupancy,  
16 age, obsolescence, substandard buildings, or other factors that have  
17 impaired values or prevent a normal development of property or use  
18 of property;

19 (2) has been designated as a registered historic district  
20 under the National Historic Preservation Act of 1966 or under the  
21 jurisdiction of a preservation commission organized under I.C.  
22 36-7-11, I.C. 36-7-11.1, or I.C. 14-3-3.2; or

23 (3) encompasses buildings, structures, sites, or other  
24 facilities that are:

25 (A) listed on the national register of historic places  
26 established pursuant to the National Historic Preservation Act of  
27 1966;

28 (B) listed on the register of Indiana historic sites  
29 and historic structures established under I.C. 14-3-3.3; or

30 (C) determined to be eligible for listing on the  
31 Indiana register by the Indiana state historic preservation  
32 officer."

1                   WHEREAS, pursuant to I.C. 36-7-12-38, the City of Fort  
2 Wayne, on the favorable recommendation of its Economic Development  
3 Commission may be ordinance designate a specific geographic terri-  
4 tory, not to exceed fifteen percent of the total geographic terri-  
5 tory, as a economic development target area; and

6                   WHEREAS, the Fort Wayne Economic Development Commission has  
7 studied a certain geographic area within the City of Fort Wayne,  
8 namely, Magnavox Way, and has determined that the area designated on  
9 Magnavox Way on the attached Exhibit "A" qualifies as an economic  
10 development target area under the statute and has made a favorable  
11 recommendation to this Common Council by Resolution, said Resolution  
12 recommending to this Common Council that the area referred to herein  
13 be designated an economic development target area;

14                  NOW THEREFORE, be it ordained by the Common Council of the  
15 City of Fort Wayne, Indiana that:

16                  SECTION 1. The City of Fort Wayne has established an  
17 Economic Development Commission pursuant to I.C. 36-7-11.9 et seq,  
18 and I.C. 36-7-12 et seq, and pursuant to said statutes, said Fort  
19 Wayne Economic Development Commission has recommended to this Common  
20 Council that this Common Council enact an Ordinance designating the  
21 specific geographic territory referred to on the attached Exhibit  
22 "A" as an economic development target area.

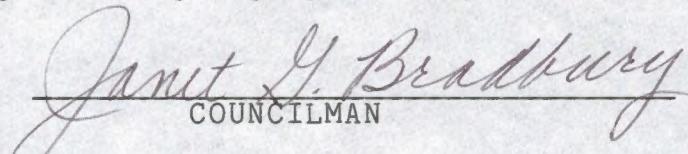
23                  SECTION 2. The Common Council of the City of Fort Wayne  
24 finds that the Fort Wayne Economic Development Commission has  
25 studied the geographic area within the City of Fort Wayne described  
26 on the attached map, and has determined that the area qualifies for  
27 economic development target area designation as defined by I.C.  
28 36-7-11.9-1 et seq, and further that if designated as a target area,  
29 the total geographic territory of the City of Fort Wayne so  
30 designated will not exceed fifteen percent of the total geographic  
31 territory of the City.

32                  SECTION 3. The Common Council further finds that the area

1 referred to in the previous section has become undesirable or  
2 impossible for normal development and occupancy because of the lack  
3 of development, cessation of growth, deterioration of improvements or  
4 character of occupancy, age, obsolescence, substandard buildings, or  
5 other factors that have impaired values or prevent a normal develop-  
6 ment of property or use of property, and further finds that the  
7 designation of the area referred to as an economic development  
8 target area will contribute to the creation of a significant number  
9 of new permanent jobs.

10 SECTION 4. The Common Council of the City of Fort Wayne  
11 hereby designates as an economic development target area the area  
12 designated on the attached Exhibit "A", said area being within the  
13 city limits of the City of Fort Wayne.

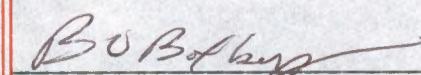
14 SECTION 5. This Ordinance shall be in full force and  
15 effect from and after its passage and signing by the Mayor.

16   
17 COUNCILMAN

18 APPROVED BY ECONOMIC DEVELOPMENT COMMISSION  
19 AND APPROVED AS TO FORM.

20   
21 John J. Wernet, Attorney for the  
22 Economic Development Commission  
23 Dated this 23<sup>rd</sup> day of September, 1985

24 APPROVED AS TO FORM AND LEGALITY.

25   
26 Bruce O. Boxberger, City Attorney  
27 Dated this 23<sup>rd</sup> day of September, 1985

Read the first time in full and on motion by Bradbury seconded by Dalton, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on 19, the 19 day of October 1985, at 10:00 o'clock A.M., E

DATE: 9-24-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Eisbark seconded by Stier, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

|                    | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>9</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>BRADBURY</u>    | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>BURNS</u>       | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>EISBART</u>     | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>GiaQUINTA</u>   | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>HENRY</u>       | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>REDD</u>        | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>SCHMIDT</u>     | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>STIER</u>       | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |
| <u>TALARICO</u>    | <u>✓</u>    | <u>0</u>    | <u>0</u>         | <u>0</u>      | <u>0</u>       |

DATE: 10-8-85

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. S-176-85 on the 8th day of October, 1985.

ATTEST:  
Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Mark E. GiaQuinta  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 9th day of October, 1985, at the hour of 11:30 o'clock A.M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of October, 1985, at the hour of 9:00 o'clock A.M., E.S.T.

Win Moses, Jr.  
WIN MOSES, JR., MAYOR

BILL NO. BILL NO. S-85-09-09

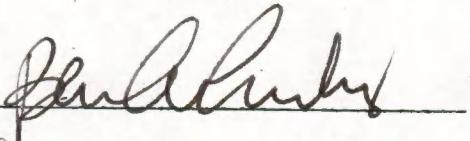
REPORT OF THE COMMITTEE ON FINANCE

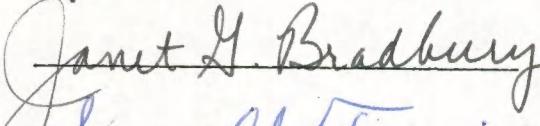
WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS  
REFERRED AN (ORDINANCE) (RESOLUTION) AN ORDINANCE FINDING AND  
DETERMINING THAT AN AREA WITHIN THE CITY OF FORT WAYNE HAS BECOME  
UNDESIRABLE OR IMPOSSIBLE FOR NORMAL DEVELOPMENT AND OCCUPANCY  
BECAUSE OF A LACK OF DEVELOPMENT, CESSATION OF GROWTH DETERIORATION  
OF IMPROVEMENTS OR CHARACTER OF OCCUPANCY, AGE, OBSOLESCENCE, SUB-  
STANDARD BUILDINGS, OR OTHER FACTORS THAT HAVE IMPAIRED VALUES OR  
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ESTABLISHING AN ECONOMIC DEVELOPMENT TARGET AREA WITHIN THE CITY OF  
FORT WAYNE.

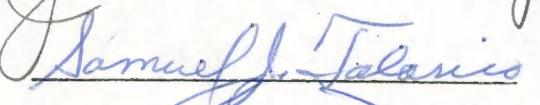
HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG  
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)  
(RESOLUTION) DO PASS DO NOT PASS WITHDRAWN

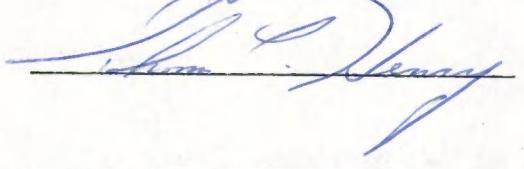
YES

NO

  
BEN A. EISBART  
CHAIRMAN

  
JANET G. BRADBURY  
VICE CHAIRWOMAN

  
SAMUEL J. TALARICO

  
THOMAS C. HENRY

  
JAMES S. STIER

CONCURRED IN 10-8-85

SANDRA E. KENNEDY  
CITY CLERK